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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. CR05-306-BAT  
09 Plaintiff, )  
10 v. ) SUMMARY REPORT OF U.S.  
11 TODD ANDREW REYNOLDS, ) MAGISTRATE JUDGE AS TO  
12 Defendant. ) ALLEGED VIOLATIONS  
OF PROBATION  
13 \_\_\_\_\_ )

14 An initial hearing on probation revocation in this case was scheduled before me on  
15 October 9, 2009. The United States was represented by AUSA William Redkey and the  
16 defendant by Carol Koller. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about November 15, 2005 by the Honorable Monica  
18 J. Benton on a charge of Willful Failure to Pay Child Support and sentenced to five years  
19 probation. (Dkt. 15.)

20 The conditions of probation included the standard conditions plus the requirements that  
21 defendant participate in drug testing, participate in a mental health program, complete 250 hours  
22 of community service, provide access to financial information, be prohibited from incurring new

01 credit obligations or opening new lines of credit without permission, be required to maintain a  
02 single checking account for all financial transactions, disclose all assets and liabilities to the  
03 probation office, pay restitution in the amount of \$69, 087.69, and not misrepresent himself in  
04 any way.

05 In an application dated June 15, 2009, (Dkt. 16), U.S. Probation Officer Thomas J.  
06 Fitzgerald alleged the following violations of the conditions of probation:

07 1. Failing to pay restitution as directed during his term of supervision since  
08 December 2008, in violation of special condition number eight of his probation.

09 2. Failing to support his dependents and/or meet other family responsibilities since  
10 January 21, 2009, in violation of standard condition number four of his probation.

11 3. Failing to work regularly at a lawful occupation since December 11, 2008, in  
12 violation of standard condition number five of his probation.

13 4. Failing to notify the probation officer 10 days prior to change in employment on  
14 or before December 11, 2008, in violation of standard condition number six of his probation.

15 5. Failing to notify the probation officer at least 10 days prior to change in residence  
16 on or about June 9, 2009, in violation of standard condition number six of his probation.

17 6. Failing to report to the probation officer as directed on June 10, 2009, in violation  
18 of standard condition number two of his probation.

19 Defendant was advised in full as to those charges and as to his constitutional rights.

20 Defendant admitted the alleged violations and waived any evidentiary hearing as to  
21 whether they occurred.

22 I therefore recommend the Court find defendant violated his probation as alleged, and

01 that the Court conduct a hearing limited to the issue of disposition. The next hearing will be set  
02 before Judge Tsuchida .

03 Pending a final determination by the Court, defendant has been detained.

04 DATED this 9th day of October, 2009.

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06 Mary Alice Theiler  
07 United States Magistrate Judge

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09 cc: District Judge: Honorable Brian A Tsuchida  
10 AUSA: William Redkey  
11 Defendant's attorney: Carol Koller  
12 Probation officer: Thomas J. Fitzgerald  
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